



General Assembly

Amendment

January Session, 2019

LCO No. 9950



Offered by:

SEN. FASANO, 34th Dist.

SEN. WITKOS, 8th Dist.

SEN. KELLY, 21st Dist.

To: Senate Bill No. 4

File No. 208

Cal. No. 126

"AN ACT CONCERNING THE ACCESSIBILITY OF PRESCRIPTION DRUGS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective January 1, 2020*) Notwithstanding any
4 provision of the general statutes, no individual health insurance policy
5 providing coverage of the type specified in subdivisions (1), (2), (4),
6 (11), (12) and (16) of section 38a-469 of the general statutes delivered,
7 issued for delivery, renewed, amended or continued in this state on or
8 after January 1, 2020, that provides coverage for outpatient
9 prescription drugs shall require a prescribing health care provider to
10 prescribe an outpatient psychotropic drug in a quantity that such
11 provider deems clinically inappropriate.

12 Sec. 2. (NEW) (*Effective January 1, 2020*) Notwithstanding any
13 provision of the general statutes, no group health insurance policy

14 providing coverage of the type specified in subdivisions (1), (2), (4),
15 (11), (12) and (16) of section 38a-469 of the general statutes delivered,
16 issued for delivery, renewed, amended or continued in this state on or
17 after January 1, 2020, that provides coverage for outpatient
18 prescription drugs shall require a prescribing health care provider to
19 prescribe an outpatient psychotropic drug in a quantity that such
20 provider deems clinically inappropriate.

21 Sec. 3. Section 38a-476b of the general statutes is repealed and the
22 following is substituted in lieu thereof (*Effective January 1, 2020*):

23 Notwithstanding any provision of the general statutes or the
24 regulations of Connecticut state agencies, no mental health care benefit
25 provided under state law, or with state funds or to state employees
26 may, through the use of a drug formulary, list of covered drugs or any
27 other means: (1) Limit the availability of psychotropic drugs that are
28 the most effective therapeutically indicated pharmaceutical treatment
29 with the least probability of adverse side effects; [or] (2) require
30 utilization of psychotropic drugs that are not the most effective
31 therapeutically indicated pharmaceutical treatment with the least
32 probability of adverse side effects; or (3) require a prescribing health
33 care provider to prescribe an outpatient psychotropic drug in a
34 quantity that such provider deems clinically inappropriate. Nothing in
35 this section shall be construed to limit the authority of a physician to
36 prescribe a drug that is not the most recent pharmaceutical treatment.
37 Nothing in this section shall be construed to prohibit differential
38 copays among pharmaceutical treatments or to prohibit utilization
39 review."

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>January 1, 2020</i>	New section
Sec. 2	<i>January 1, 2020</i>	New section
Sec. 3	<i>January 1, 2020</i>	38a-476b